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## PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q77519

Javier Pueyo MOLINA, et al.

Group Art Unit: 3671

Appln. No.: 10/089,596

Examiner: Meredith C. PETRAVICK

Confirmation No.: 2493

Patent No.: 6,865,828

Filed: August 16, 2002

Issue Date: March 15, 2005

For: IMPROVEMENTS IN THE ASSEMBLIES OF TEETH OF EARTH MOVING  
MACHINES

### PAYMENT AND CALCULATION OF DEFICIENCY OWED UNDER THE PROVISIONS OF 37 C.F.R. § 1.28(c)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant submits herewith (1) Applicant Notification under 37 C.F.R. § 1.27 of  
Applicant's loss to entitlement of Small Entity Status and (2) a Statement under 37 C.F.R. §  
1.28(c) indicating that the establishment of Small Entity Status under 37 C.F.R. § 1.27, at the  
time the issue fee was paid, was made in error with Applicant's good faith belief that Applicant  
was entitled to Small Entity Status at the time the issue fee was paid.

To satisfy Applicant's duties under 37 C.F.R. § 1.28(c), Applicant hereby submits  
Applicant's calculation and payment of fees due.

TYPE OF FEE PAID AND DATE PAID	SMALL ENTITY FEE PAID	CURRENT LARGE ENTITY FEE	DEFICIENCY PAYMENT OWED
Issue Fee Payment under 37 C.F.R. § 1.18(a). Paid December 23, 2004	\$700.00	\$1,400.00	\$700.00

Adjustment date: 04/21/2005 SLUANG2  
12/27/2004 CNGUYEN1 00000100 10089596  
01 FC:2501 -700.00 OP

04/21/2005 SLUANG2 00000001 10089596  
01 FC:1501 1400.00 OP

**Payment and Calculation of Deficiency**

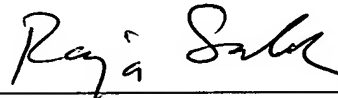
**Owed Under 37 C.F.R. § 1.28(c)**

U.S. Patent No. 6,865,828

Attorney Docket No.: Q77519

In accordance with the Requirements under 37 C.F.R. § 1.28(c), Applicant encloses herewith a check in the amount of \$700.00 and a Statement Under 37 C.F.R. § 1.28(c). Further, Applicant submits that the above reference application is no longer entitled to Small Entity Status.

Respectfully submitted,



Raja Saliba

Registration No. 43,078

SUGHRUE MION, PLLC

Telephone: (202) 293-7060

Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: April 20, 2005



**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

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MACHINES

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. § 1.27, the above-captioned application is  
no longer entitled to small entity status.

Respectfully submitted,

Raja Saliba  
Registration No. 43,078

SUGHRUE MION, PLLC  
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Javier Pueyo MOLINA, et al.

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MACHINES

**STATEMENT UNDER 37 C.F.R. § 1.28(c)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned, on behalf of the current assignee for the above referenced application,  
states as follows:

1. VOLVO CONSTRUCTION EQUIPMENT HOLDING SWEDEN AB  
("VOLVO") is the owner of the entire right, title and interest in the above referenced application,  
by execution of an Assignment on September 27, 2004, and recorded in the United States Patent  
and Trademark Office on March 3, 2005, at Reel 015722, Frame 0378.


2. The continuation of Small Entity Status under the provisions of 37 C.F.R. § 1.27  
for the above referenced application was made in error, without any deceptive intent, at the time  
the issue fee for the above referenced application was paid in the United States Patent and  
Trademark Office.

**Statement Under 37 C.F.R. § 1.28(c)**  
U.S. Patent No. 6,865,828

Attorney Docket No.: Q77519

The error in paying the Small Entity Status issue fee was made with the good faith belief that the previous assignee retained ownership of the entire right, title and interest in the above referenced application and was properly entitled to Small Entity Status under the provisions of 37 C.F.R. § 1.27.

Respectfully submitted,



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Raja Saliba  
Registration No. 43,078

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

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